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8/29/01  
MMT

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

PAUL TURPIN,

Petitioner

v.

IMMIGRATION AND  
NATURALIZATION SERVICE,

Respondent

CIVIL NO. 1:CV-01-0168

FILED  
HARRISBURG, PA

AUG 29 2001

MARY E. D'ANDREA, CLERK  
Per MMT  
Deputy Clerk

O R D E R

By an order dated July 25, 2001, the court dismissed Respondent's previous motion to dismiss the petition for writ of habeas corpus. In that order, the court granted Respondent twenty days to submit evidence concerning the likelihood of Petitioner's removal in the reasonably foreseeable future. Instead of producing this evidence, Respondent ordered Petitioner's release. On August 9, 2001, Respondent mailed Petitioner a release notification. On August 14, 2001, Respondent filed a motion to dismiss the petition as moot. As of the date of this motion, however, Petitioner had not been released from the Pike County Jail. The court, therefore, will defer ruling on the matter until Respondent produces evidence that Petitioner has been released.

In accordance with the foregoing, **IT IS HEREBY ORDERED THAT** Respondent's motion to dismiss the petition for writ of habeas corpus for mootness is **DEFERRED**. The court will suspend disposition of the motion until Respondent produces evidence that Petitioner has been released from Pike County Jail.

  
Sylvia H. Rambo  
United States District Judge

Dated: August 29, 2001.

UNITED STATES DISTRICT COURT  
 FOR THE  
 MIDDLE DISTRICT OF PENNSYLVANIA

\* \* MAILING CERTIFICATE OF CLERK \* \*

August 29, 2001

Re: 1:01-cv-00168 Turpin v. Immigration and Natu

True and correct copies of the attached were mailed by the clerk to the following:

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cc:		
Judge	(X)	( ) Pro Se Law Clerk
Magistrate Judge	( )	( ) INS
U.S. Marshal	( )	( ) Jury Clerk
Probation	( )	
U.S. Attorney	( )	
Atty. for Deft.	( )	
Defendant	( )	
Warden	( )	
Bureau of Prisons	( )	
Ct Reporter	( )	
Ctroom Deputy	( )	
Orig-Security	( )	
Federal Public Defender	( )	
Standard Order 93-5	( )	
Bankruptcy Court	( )	
Other	( )	

MARY E. D'ANDREA, Clerk

8/29/01

*Mary E. D'Andrea*